

1 RENE L. VALLADARES  
Federal Public Defender  
2 State Bar No. 11479  
MONIQUE KIRTLEY  
3 Assistant Federal Public Defender  
411 E. Bonneville, Ste. 250  
4 Las Vegas, Nevada 89101  
(702) 388-6577/Phone  
5 (702) 388-6261/Fax

6 Attorney for Anhwar Telly Young

7  
8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ANHWAR TELLY YOUNG,

14 Defendant.

Case No. 2:09-cr-340-JAD-GWF

**UNOPPOSED MOTION FOR  
ORDER OF REMAND TO A  
SUITABLE FACILITY FOR  
TREATMENT**

15  
16 Comes now the defendant, Anhwar Telly Young, by and through his counsel of record,  
17 Rene L. Valladares, Federal Public Defender, and Monique Kirtley, Assistant Federal Public  
18 Defender, and hereby moves this court for an order with the proposed language as requested by  
19 FMC Rochester.

20 FMC Rochester contacted the parties to advise that no formal order had issued revoking  
21 Defendant Young's December 1, 2014 conditional release. Attached is a proposed order for  
22 the Court with the language as requested by FMC Rochester.

23 On August 31, 2009, Defendant pled Not Guilty By Reason of Insanity to count one of  
24 the Information alleging a violation of 18 U.S.C. § 844(e). On April 23, 2012, Defendant was  
25 committed to the custody of the Attorney General pursuant to 18 U.S.C. § 4243(e). On May 7,  
26 2013, the Court ordered Defendant's conditional release under 18 U.S.C. § 4243(f)(2).

1 On December 11, 2013, U.S. Probation filed a Petition for Warrant for Offender Under  
2 Supervision, and Defendant was arrested on December 23, 2014. On January 29, 2014, as  
3 amended by its March 18, 2014 order, the Court returned him to the custody of the Attorney  
4 General pursuant to 18 U.S.C. § 4243(b) in order to determine if Defendant's conditional  
5 release should be revoked under 18 U.S.C. § 4243(g).

6 On December 1, 2014, the Court held a hearing and revoked Defendant's conditional  
7 release under 18 U.S.C. § 4243(g). The Court recommitted the defendant. The Court further  
8 ordered that the Defendant receive treatment at FMC Rochester, without prejudice. The Court  
9 ordered counsel and the doctors to work together to ascertain an appropriate placement and  
10 treatment program in the community.

11 However, no written order was issued at the time.

12 The parties request that this Court issue an order reflecting that the Defendant's  
13 conditional release was revoked under 18 U.S.C § 4243(g) as of Decembers 01, 2014 and that  
14 the defendant was remanded to a suitable facility.

15 DATED this 19th day of October, 2015.

16 RENE L. VALLADARES  
17 Federal Public Defender

18 By: /s/Monique Kirtley

19 MONIQUE KIRTLEY  
20 Assistant Federal Public Defender  
21 Attorney for Anhwar Telly Young  
22  
23  
24  
25  
26

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANHWAR TELLY YOUNG,

Defendant.

Case No. 2:09-cr-340-JAD-GWF

**ORDER**

**ORDER**

Based on the joint motion of counsels, and good cause appearing therefore, the Court finds that the best interest of justice is served by the granting the motion.

IT IS THEREFORE ORDERED that Defendant's conditional release is hereby revoked under 18 U.S.C. § 4243(g) as of December 1, 2014.

IT IS FURTHER ORDERED that Defendant is hereby remanded to a suitable facility on the ground that, in light of his failure to comply with the prescribed regimen of medical, psychiatric, or psychological care or treatment, his continued release would create a substantial risk of bodily injury to another person or serious damage to property of another.

NUNC PRO TUNC to December 1, 2014.



UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF ELECTRONIC SERVICE**

The undersigned hereby certifies that she is an employee of the Federal Public Defender for the District of Nevada and is a person of such age and discretion as to be competent to serve papers.

That on October 19, 2015, she served an electronic copy of the above and foregoing **UNOPPOSED MOTION FOR ORDER OF REMAND TO A SUITABLE FACILITY FOR TREATMENT**, by electronic service (ECF) to the person named below:

DANIEL G. BOGDEN  
United States Attorney  
J. GREGORY DAMM  
Assistant United States Attorney  
333 Las Vegas Blvd. So. 5th Floor  
Las Vegas, NV 89101

/s/Nancy Vasquez

Employee of the Federal Public Defender